941-839P

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MS ISSUE FEE PATENT 0941-0839P

IN THE U.S. PATENT AND TRADEMARK OFFICE

Applicant: HUANG, Chiu-Tsung Group: 2824

Application No.: 10/665,599 Examiner: TRAN A.

Filed: September 22, 2003 Conf.: 006817

For: DUAL-BIT NITRIDE READ ONLY MEMORY CELL WITH PARASITIC AND METHODS

OF FABRICATING AND READING THE SAME

REPLY TO ERRONEOUS INDICATION OF PUBLICATION FEE DUE

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It is believed that this requirement for a publication fee by the
USPTO is in error. In particular, the above-identified application:
Has had a Request and Certification Under 35 U.S.C. § 122(b)(2)(B)(i) for non-publication filed therein;
<pre>Is a Design application;</pre>
Should issue as a patent more than four (4) weeks prior to the projected publication date; or
The application was only filed as a Request for Continued Examination (RCE), which does not trigger publication; and according to 37 C.F.R. § 1.211(e) the

publication fee should not be due.

Appl. No. 10/665,599

In view of the Official Gazette Notice of July 31, 2001, 1248 O.G. 166, Applicant(s) hereby authorize the USPTO to charge the publication fee to Deposit Account 02-2448, if necessary. However, the USPTO should not charge the Deposit Account if the patent issues within sufficient time to remove the application from the publication queue. The USPTO is requested to notify the undersigned if the Deposit Account is charged.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§1.16 or 1.17; particularly, extension of time fees.

Respectfully submitted,

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